

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 5TH FEBRUARY 2007 / 16TH MAGHA 1928

WP(C).No. 33825 of 2006(B)

PETITIONER:

**M.CHANDRAN, MOTHYIL HOUSE,
P.O.VAZHAYOOR EAST, MALAPPURAM DISTRICT.**

BY ADV. SRI.G.PRABHAKARAN

RESPONDENTS:

- 1. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY,
MALAPPURAM.**
- 2. THE REGIONAL TRANSPORT AUTHORITY,
MALAPPURAM, REP. BY ITS SECRETARY.**
- 3. KUNJUMOHAMMED, S/O.BEERANKUTTY,
PONNATH HOUSE, VAZHAYOOR P.O.,
MALAPPURAM.**

**BY ADV. SRI.K.V.GOPINATHAN NAIR
BY GOVT.PLEADER SMT. SUDHADEVI**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 05/02/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

WPC.NO.33825/2006 B

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE PERMIT DTD. 22/10/2001.

EXT.P2: COPY OF THE COMPLAINT DTD. 25/11/2006.

EXT.P3: COPY OF THE APPLICATION FOR CERTIFIED COPY DTD. 25/11/2006.

EXT.P4: COPY OF THE CERTIFICATE DTD. 30/11/2006.

EXT.P5: COPY OF THE REQUEST DTD. 8/12/2006.

/TRUE COPY/

Kss

K.BALAKRISHNAN NAIR, J.

WP(C).No.33825 of 2006-B

Dated this the 5th day of February, 2007.

JUDGMENT

The petitioner has approached this court apprehending that permit may be granted to the 3rd respondent on the route Thiruthiyad-Feroke, without settling the time schedule and that too by Circular.

2. The petitioner has no locus standi to challenge the grant of permit to the third respondent. Of course, if he is aggrieved by the time schedule granted to that service, the petitioner's remedy is under the Act. It is all the more so if the time schedule is issued without notice to the affected operators and settling it.

In the result, the writ petition fails, and it is dismissed without prejudice to the rights of the petitioner to work out his remedy if any permit is granted to the third respondent with a time schedule which is detrimental to his service on the route Edavannapara-Kozhikode via Feroke.

MS

K.BALAKRISHNAN NAIR,
JUDGE.